

**2003 DRAFTING REQUEST****Assembly Substitute Amendment (ASA-AB848)**

Received: 02/19/2004

Received By: jkuesel

Wanted: Soon

Identical to LRB:

For: Stephen Freese (608) 266-7502

By/Representing: Bob Conlin - LCS

This file may be shown to any legislator: NO

Drafter: jkuesel

May Contact:

Addl. Drafters:

Subject: Elections - miscellaneous

Extra Copies:

Submit via email: YES

Requester's email: Rep.Freese@legis.state.wi.us

Carbon copy (CC:) to:

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Pre Topic:

No specific pre topic given

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Topic:

A Sub to AB-848

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Instructions:

Provide that circulator must be 18 years of age or older and must not be prohibited from voting under s. 6.03 (1) (b), stats.

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Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	jkuesel 02/19/2004	kgilfoy 02/20/2004					
/1			pgreensl 02/20/2004		sbasford 02/20/2004	sbasford 02/20/2004	

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FE Sent For:

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1/1	jkuesel	2/19/1-2/20 Kmg	2/20 PS	2/20 PS			

&lt;END&gt;

FE Sent For:

Wanted Fri 2/20

2003-2004 LEGISLATURE

LRB-25304

JTK:kmg:rs

50373/1

Assembly SUB AMT

TD

## 2003 ASSEMBLY BILL 848

February 19, 2004 - Introduced by COMMITTEE ON CAMPAIGNS AND ELECTIONS.  
Referred to Committee on Campaigns and Elections.

- 1 AN ACT *to amend* 8.10 (3) (intro.), 8.15 (4) (a), 8.20 (3), 8.40 (2) and 9.10 (2) (em)  
2 2. of the statutes; **relating to:** the qualifications of nomination paper and  
3 petition circulators.

### *Analysis by the Legislative Reference Bureau*

Under current law, each nomination paper and petition for an election must be circulated by a qualified elector of the jurisdiction or district in which the paper or petition is circulated. The circulator must certify at the bottom of the paper or petition sheet that he or she is a qualified elector of the jurisdiction or district, that the circulator personally circulated the paper or petition and personally obtained each of the signatures, that he or she knows that they are electors of the jurisdiction or district, that he or she knows that they signed the paper or petition with full knowledge of its content, that he or she knows their residences, that he or she knows that each signer signed on the date stated and opposite his or her name, and, if a nomination paper, that the circulator intends to support the candidate named on the paper.

*substitute amendment*  
This bill provides that the circulator of a paper or petition *need only be a* U.S. citizen *instead of a qualified elector of the jurisdiction or district in which the paper or petition is circulated.* With that exception, the bill *required* the circulator to make the same certifications *specified* in current law. *substitute amendment requires*

*as provided*  
**The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:**

*who has not been convicted of treason, felony, or bribery  
or, if so convicted, has had his or her civil rights restored.*

age 18 or older who has not been convicted of  
treason, felony, or bribery, unless the person's  
civil rights are restored

SECTION 1. 8.10 (3) (intro.) of the statutes is amended to read:

8.10 (3) (intro.) The certification of ~~a qualified elector an adult U.S. citizen~~  
of a U.S. citizen age 18 or older who has not been convicted  
under s. 8.15 (4) (a) shall be appended to each nomination paper. The number of  
required signatures on nomination papers filed under this section is as follows: ~~of treason,~~  
a felony, or  
bribery,

SECTION 2. 8.15 (4) (a) of the statutes is amended to read:

8.15 (4) (a). The certification of ~~a qualified elector an adult U.S. citizen~~ <sup>plain</sup> stating  
his or her residence with street and number, if any, shall appear at the bottom of each  
nomination paper, stating he or she personally circulated the nomination paper and  
personally obtained each of the signatures; he or she knows they are electors of the  
ward, aldermanic district, municipality or county, as the nomination papers require;  
he or she knows they signed the paper with full knowledge of its content; he or she  
knows their respective residences given; he or she knows each signer signed on the  
date stated opposite his or her name; and, that he or she, the circulator, resides  
within the district which the candidate named therein will represent, if elected is ~~an~~  
~~adult U.S. citizen~~; that he or she intends to support the candidate; and that he or she  
is aware that falsifying the certification is punishable under s. 12.13 (3) (a), Wis.  
stats. The circulator shall indicate the date that he or she makes the certification  
next to his or her signature. The certification may be made by the candidate or any  
qualified elector ~~other adult U.S. citizen~~

SECTION 3. 8.20 (3) of the statutes is amended to read:

8.20 (3) The certification of ~~an elector an adult U.S. citizen~~ <sup>of a U.S. citizen</sup> under s. 8.15 (4) (a)  
shall be appended to each nomination paper.

SECTION 4. 8.40 (2) of the statutes is amended to read:

8.40 (2) The certification of ~~a qualified elector an adult U.S. citizen~~ <sup>plain</sup> stating his  
or her residence with street and number, if any, shall appear at the bottom of each

## ASSEMBLY BILL 848

1 separate sheet of each petition specified in sub. (1), stating that he or she personally  
 2 circulated the petition and personally obtained each of the signatures; that the  
 3 circulator knows that they are electors of the jurisdiction or district in which the  
 4 petition is circulated; that the circulator knows that they signed the paper with full  
 5 knowledge of its content; that the circulator knows their respective residences given;  
 6 that the circulator knows that each signer signed on the date stated opposite his or  
 7 her name; that the circulator resides within the jurisdiction or district in which the  
 8 petition is circulated is ~~an adult~~ <sup>age 18 or older</sup> U.S. citizen; and that the circulator is aware that  
 9 falsifying the certification is punishable under s. 12.13 (3) (a). The circulator shall  
 10 indicate the date that he or she makes the certification next to his or her signature.

11 SECTION 5. 9.10 (2) (em) 2. of the statutes is amended to read:

12 9.10 (2) (em) 2. The residency of the circulator cannot be determined by the  
 13 information given on the petition is not ~~an adult~~ <sup>age 18 or older</sup> U.S. citizen.

14 SECTION 6. Initial applicability.

15 (1) This act first applies with respect to nomination paper circulation periods  
 16 that begin and petitions that are initially circulated on the effective date of this  
 17 subsection.

18 (END)

of  
treason,  
a felony,  
or  
bribery  
unless  
the  
person's  
civil  
rights  
are  
restored

age 18 or older  
or has been convicted  
of treason, a felony, or  
bribery and has not  
had his or her  
civil rights restored